

To: **Mayor and City Council**
 Through: **Ryan Schroeder, City Manager**
 From: **Brian Sturgeon, Chief of Police**
 Date: **July 27, 2020**

Final Reading and Public Hearing – Amending Tobacco Ordinance

BACKGROUND INFORMATION:

This past legislative session, the Minnesota legislature passed a bill that was signed into law to increase the minimum age of individuals to purchase tobacco and tobacco related products from 18 to 21 years of age. Attached is the proposed ordinance with changes that would match and follow state law. Changes include:

- Changing the wording regarding state law from age 18 to 21.
- Increasing the minimum age from 15 to 17 for individuals working with law enforcement to conduct required compliance checks.
- Additional wording changes that is present in state statute and federal guidelines regarding definitions of electronic delivery devices, licensed products, tobacco related devices, etc.
- Increasing minimum civil penalties to align with state statute which includes:
 - First violation increases administrative penalty from \$75.00 to \$300.00.
 - Increases second violation in 36 months from \$200.00 to \$600.00.
 - Increases third or any subsequent violation within 36 months an administrative penalty from \$250.00 to \$1,000.00 and a license suspension of not less than seven days and the license may be revoked.

The first reading of these ordinance changes took place on July 13, 2020 and was passed by Council unanimously. Publication of this Public Hearing, pursuant to applicable rules and regulations, took place on July 19, 2020.

FISCAL IMPACT:

		Amount
Fund:		None
Department:		
Account:		

STAFF RECOMMENDATION:

Hold the required Public Hearing and discuss the recommended changes prior to a vote on the passage of the attached ordinance. Staff is available to answer any questions.